

HUMAN SERVICES DEPARTMENT[441]

Notice of Intended Action

**Proposing rule making related to food program terminology
and providing an opportunity for public comment**

The Human Services Department hereby proposes to amend Chapter 13, “Program Evaluation,” Iowa Administrative Code.

Legal Authority for Rule Making

This rule making is proposed under the authority provided in Iowa Code sections 234.6, 249A.4 and 514I.1.

State or Federal Law Implemented

This rule making implements, in whole or in part, Iowa Code sections 234.6, 249A.4 and 514I.1.

Purpose and Summary

As part of the Department’s five-year rules review process, this proposed rule making updates the name of Iowa’s food assistance program. The formal name of Iowa’s food assistance program is proposed to be changed from the Food Assistance Program to the Supplemental Nutrition Assistance Program (SNAP) to be consistent with the name of the federal program and to alleviate confusion around food benefits that are available.

Fiscal Impact

This rule making has no fiscal impact to the State of Iowa.

Jobs Impact

After analysis and review of this rule making, no impact on jobs has been found.

Waivers

Any person who believes that the application of the discretionary provisions of this rule making would result in hardship or injustice to that person may petition the Department for a waiver of the discretionary provisions, if any, pursuant to rule 441—1.8(17A,217).

Public Comment

Any interested person may submit written comments concerning this proposed rule making. Written comments in response to this rule making must be received by the Department no later than 4:30 p.m. on April 26, 2022. Comments should be directed to:

Nancy Freudenberg
Department of Human Services
Hoover State Office Building, Fifth Floor
1305 East Walnut Street
Des Moines, Iowa 50319-0114
Email: appeals@dhs.state.ia.us

Public Hearing

No public hearing is scheduled at this time. As provided in Iowa Code section 17A.4(1)“b,” an oral presentation regarding this rule making may be demanded by 25 interested persons, a governmental subdivision, the Administrative Rules Review Committee, an agency, or an association having 25 or more members.

Review by Administrative Rules Review Committee

The Administrative Rules Review Committee, a bipartisan legislative committee which oversees rule making by executive branch agencies, may, on its own motion or on written request by any individual or group, review this rule making at its [regular monthly meeting](#) or at a special meeting. The Committee’s meetings are open to the public, and interested persons may be heard as provided in Iowa Code section 17A.8(6).

The following rule-making actions are proposed:

ITEM 1. Amend **441—Chapter 13**, preamble, as follows:

PREAMBLE

The purpose of this chapter is to define the methods and procedures used by the department to provide a systematic process for measuring the validity of the eligibility determinations in the family investment program (FIP), ~~food assistance program~~ supplemental nutrition assistance program (SNAP), child care assistance program, and medical assistance program; to provide a basis for establishing state agency liability for errors; and to provide program information that can be used by the department in determining a corrective action plan to ensure the rules and regulations are implemented in accordance with the program rules.

ITEM 2. Amend rule **441—13.1(234,239B,249A,514I)**, definitions of “Client,” “Public assistance programs” and “State policies,” as follows:

“*Client*” means a current or former applicant or recipient of the family investment program (FIP), ~~food assistance program~~ supplemental nutrition assistance program (SNAP), child care assistance program, or medical assistance program.

“*Public assistance programs*” means those programs involving federal funds, i.e., family investment program (FIP), ~~food assistance program~~ supplemental nutrition assistance program (SNAP), child care assistance program, and medical assistance program.

“*State policies*” means the rules and regulations used by the department to administer the family investment program (FIP), ~~food assistance program~~ supplemental nutrition assistance program (SNAP), child care assistance program, and medical assistance program.

ITEM 3. Amend paragraph **13.5(3)“a”** as follows:

a. Personal interviews are required on all active ~~food assistance~~ SNAP reviews.